



Attorney Docket No. 24702

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

STEINHILBER, et al.

Serial No. 09/889,348

Group Art Unit: 1656

Filed: September 26, 2001

Examiner: SCHNIZER, H.

For: **RECOMBINANT SP-A FOR THE TREATMENT OR PREVENTION OF
PULMONARY INFECTION AND INFLAMMATION**

RESPONSE TO OFFICIAL ACTION

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

This is in response to the Official Action dated August 17, 2005. The three-month shortened statutory period for response expired on November 17, 2005. Accordingly, a Petition for Two (2)-Month Extension of Time is enclosed herewith, extending the due date of the Response to January 17, 2006. As such, this Response is timely filed within the time period set by the Examiner.

1. Rejection of claims 5, 10, 11 and 16 under 35 U.S.C.

§103(a)

The Official Action states the following, in relevant part: